IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE A.GOPAL REDDY**

**WRIT PETITION NO : 20267 of 2004**

Between:

Kursheed Shapur Chenai, w/o Late Rasheed Shapur Chenia,
R/o H.No. 5-9-22/1, Shapurwadi, Adarshnagar, Hyderabad.

**..... PETITIONER**

AND

1 The Revenue Divisional Officer, Siddipet, Medak District.
2 The Mandal Revenue Officer, Toopran Mandal, Medak District.
3 Alivala Nagaraju, S/o Late Alivala Sattaiah, Major,
R/o Ramepalli Village, Toopran Mandal, Medak District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus by declaring the action of the 1st respondent in not suspending the order dt. 20-9-2004 in Proceedings B/112/2004 on the file of the 2nd respondent pending disposal of appeal before the 1st respondent.

**Counsel for the Petitioner:MR.B.VIJAYSEN REDDY**

**Counsel for the Respondents 1 and 2: GP FOR REVENUE**

**The Court, at the stage of admission, made the following :**

-

-

**ORDER:**

Heard the learned counsel for the petitioner and learned Government Pleader appearing for respondents 1 and 2. At their request, the writ petition itself is taken up for final disposal at the stage of admission.

Aggrieved by the order of the 2nd respondent, dated 20-09-2004, in ordering for restoration of the assigned Government land to an extent of Ac.1-08 cents in Sy.No.128 situated at Ramaipally village, in favour of the original assignee, alleging that the petitioner purchased the said land contrary to the provisions of the A.P. Assigned Lands (Prohibition of Transfer) Act, 1977, the petitioner filed an appeal before the 1st respondent-Revenue Divisional Officer along with an application for stay. But, no orders, as such, are passed till date. Hence, the petitioner moved this Court by way of filing the present writ petition.

Having regard to the facts and circumstances of the case, I deem it appropriate to direct the 1st respondent to dispose of the stay application, said to have been filed along with the appeal, within a period of four weeks from the date of receipt of a copy of this order. Till disposal of the stay application by the 1st respondent, *status quo* obtaining as on today as regards the possession of the land in question shall be maintained.

Subject to the above observation, the writ petition is disposed of. No order as to costs.

04-11-2004

GJ

To

1 The Revenue Divisional Officer, Siddipet, Medak District.
2 The Mandal Revenue Officer, Toopran Mandal, Medak District.
3 Two C.Cs. to the Government Pleader for Revenue, High Court of A.P., Hyderabad.(OUT)

4 Two C.D.copies.